

CITY OF HOLLISTER - AGENDA

for **City Council Meeting**

of **July 17, 2006** at **6:30 p.m.** in the City Council Chambers, City Hall, 375 Fifth Street, Hollister

NOTICE TO PUBLIC

Persons who wish to address the City Council must complete a Speakers Card and give it to the Clerk prior to addressing the City Council. Those who wish to address the City Council on an agenda item will be heard when the presiding officer calls for comments from the audience. City related items not on the agenda will be heard under the Public Input section, Section B, of the agenda. Following recognition persons desiring to speak are requested to advance to the podium and state their name and address. After hearing audience comments, the public portion of the meeting will be closed and the matter brought to the City Council for discussion and action.

Requests to make presentations to the City Council should be submitted to the City Clerk's Office at least ten days preceding the City Council meeting. It is customary for the staff members to review such matters prior to formal presentation in order that the City Council may have the benefit of all available data.

All matters listed under Consent Resolution will be enacted by one motion authorizing actions indicated for those items so designated. There will be no separate discussion of these items unless requested by a member of the City Council, a staff member, or a citizen.

**** 6:00 p.m. - Closed Session -- See Attached Agenda.**

Call to Order

Pledge of Allegiance

Roll Call: Mayor Robert Scattini, City Council Members Doug Emerson, Pauline Valdivia, Brad Pike, and Monica Johnson, City Manager Clint Quilter, City Attorney Elaine Cass, and City Clerk Geri Johnson.

Verification of Agenda Posting

Presentation: 2nd Quarter Employee Service Awards

6:00 p.m. - CLOSED SESSION AGENDA:

- A. Public comment (limited to any item listed on Closed Session agenda).
- B. A Closed Session will be held by the City Council of the City of Hollister to discuss all or some of the following matters:

1. Conference with Legal Counsel - Anticipated Litigation - Significant Exposure to Litigation pursuant to Government Code Section 54956.9(b) - (3 potential cases will be discussed)
2. Conference with Legal Counsel - Anticipated Litigation - Initiation of Litigation pursuant to Government Code Section 54956.9(c) - (2 potential cases will be discussed)
3. Conference with Legal Counsel - Pending Litigation - Pursuant to Government Code Section 54956.9(a) –
 - a. RWQCB – Cease and Desist Order No. R3-2002-0105
 - b. City of Hollister v. Monterey Insurance Company, California Capital Insurance Company, Case Number HO29296
4. Conference with Labor Negotiator pursuant to Government Code Section 54957.6:

Agency Negotiator: Clint Quilter

Employee Organizations: Service Employees International Union, Local 817; Hollister Firefighters Union, Local 3395; Hollister Peace Officers Association; Hollister Mid-Management Association; and un-represented employees in classifications designated as Executive Management and Confidential

5. Threat to Public Safety pursuant to Government Code Section 54957

Conference with Chief of Police

6:30 p.m. - AGENDA

A. CONSENT RESOLUTION (July 17, 2006):

All items listed under consent Resolution will be enacted by one motion authorizing actions indicated for those items so designated. There will be no separate discussion of these items unless requested by a member of the City Council, a Staff member, or a Citizen.

Consent Items are Numbers A1, A2, A3, A4, A5 and A6.

- A1. Minutes of the Special City Council Meeting of June 26, 2006.

Approve Minutes of the Special City Council Meeting of June 26, 2006, as submitted.

- A2. Warrant Register(s).

The City Council will ratify and approve the following Warrant Register(s) for the

General-Special-Enterprise-Assessment Funds dated:

- June 15, 2006, in the amount of \$ 423,925.24
- June 22, 2006, in the amount of \$ 184,014.64

- A3. Resolution No. 2006-95, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER CONFIRMING AND ADOPTING AN ITEMIZED REPORT OF THE COST OF ABATEMENT OF WEEDS AND DEBRIS ON DESIGNATED PROPERTIES IN THE CITY OF HOLLISTER.

This Resolution submits the itemized report of the cost of the abatement of weeds and debris in front of or on each separated parcel of land where work was completed in the City of Hollister.

- A4. Resolution No. 2006-96, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER APPROVING TEMPORARY STREET CLOSURES FOR THE ANNUAL STREET FESTIVAL.

This Resolution authorizes temporary street closures for the Annual Street Festival to be held on August 12, sponsored by the Hollister Downtown Association.

- A5. Resolution No. 2006-97, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER APPROVING TEMPORARY STREET CLOSURE OF SEVENTH STREET.

This Resolution authorizes temporary street closure for Seventh Street for the Concert Series, sponsored by the Hollister Downtown Association.

- A6. Certification of the signature examination of the proposed Pulte Homes/Del Webb Hollister Petition for the Initiative Proposing Exemption from Growth Limits and Amendments to General Plan to Allow Approval of Mixed-Use Development With Up To 4400 Housing Units.

This certifies the results of the signature examination of the proposed Pulte Homes/Del Webb Hollister petition to exempt their project from the City's growth limits.

B. PETITIONS, REMONSTRANCES, AND COMMUNICATIONS:

1. PUBLIC INPUT.

This is the time for anyone in the audience to speak on any item not on the agenda and within the subject matter jurisdiction of the council. When the City Clerk calls your name, please come to the podium, state your name and address for the record, and speak to the Council. Each speaker will be limited to two (2) minutes. Please note that state law prohibits the council from discussing or taking action on any item not on the agenda.

C. PUBLIC HEARINGS (On or After 6:30 p.m.)

1. Appeal Hearing for Minor Subdivision #2006-1 (Gonzales Minor Subdivision) as set by the City Council on June 19, 2006.

The Appeal was withdrawn by Mr. Fernando Gonzales, applicant.

2. Resolution No. 2006-98, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER CONFIRMING THE BOUNDARY AND ASSESSMENT OF LANDSCAPE AND LIGHTING DISTRICT 93-1, AND ORDERING THE LEVY AND COLLECTION OF ASSESSMENTS FOR FISCAL YEAR 2006 / 2007.

CONDUCT PUBLIC HEARING

This Resolution confirms the boundary and assessment of Landscape and Lighting District 93-1 and orders the levy and collection of assessments for fiscal year 2006 / 2007.

D. INTRODUCTION AND ADOPTION OF RESOLUTIONS AND ORDINANCES:

1. Resolution No. 2006-99, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER APPROVING PERMIT STANDARDS FOR HOLDING TANKS THAT MAY BE AUTHORIZED PURSUANT TO CITY COUNCIL RESOLUTION 2005-22.

This Resolution establishes permit standards for the installation and operation of holding tanks to ensure compliance with the requirements of Resolution 2005-22 and to reduce potentially significant environmental impacts associated with the installation, operation and removal of holding tanks to an insignificant level.

2. Resolution No. 2006-100, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER ADOPTING THE CITY OF HOLLISTER STORM WATER MANAGEMENT PLAN.

This Resolution approves the City of Hollister Storm Water Management Plan.

E. REPORTS OF CITY COUNCIL, OFFICERS, BOARDS, AND COMMITTEES:

1. Reports from City Council Committees.

Receive oral reports from members regarding the activities of various Ad hoc and Standing City Council Committees.

2. Reports from City Council, City Manager, City Attorney, and Staff.

Receive oral reports from the City Council, City Manager Quilter, City Attorney Cass, City Clerk Johnson, and other Staff as applicable.

3. Water and Wastewater Issues.

The City Council will receive an oral report from City Manager Quilter.

4. Hollister Municipal Airport status report.

The City Council will receive a status report on the Hollister Municipal Airport from Airport Manager Gere.

5. Ratify Council Member Johnson's appointment to the Planning Commission.

The City Council will ratify Council Member Johnson's appointment to the Planning Commission.

6. Designation of Voting Delegate and Voting Alternate for League of California Cities Annual Conference.

The City Council will designate a Voting Delegate and Voting Alternate for the League of California Cities Annual Conference to be held September 6-9.

7. Receive preliminary report on Motorcycle Rally.

The City Council will receive a preliminary report on the Motorcycle Rally.

F. UNFINISHED BUSINESS:

None.

G. NEW BUSINESS:

None.

H. MISCELLANEOUS:

None.

ADJOURNMENT:

Next Regular City Council Meeting is scheduled for August 7, 2006, at 6:30 p.m.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Clerk's Office at (831) 636-4304. Notification of 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting [28 CFR 35.102-35.104 ADA Title II].